



09-09-05

IFW

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number 10/698,192

Filing Date OCTOBER 31, 2003

First Named Inventor MIDDLEBROOK, James K.

Art Unit 3748

Examiner Name TRIEU, Thai Ba

Attorney Docket Number 31254-2

ENCLOSURES (Check all that apply)

- | | | |
|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to TC |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input checked="" type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | Certificate of Express Mailing; Return Postcard |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) _____ | |
| <input type="checkbox"/> Reply to Missing Parts/Incomplete Application | <input type="checkbox"/> Landscape Table on CD | |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | | |

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Luce, Forward, Hamilton & Scripps, LLP		
Signature			
Printed name	David E. Heisey		
Date	September 8, 2005	Reg. No.	42,651

CERTIFICATE OF TRANSMISSION/MAILINGI hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Express Mail

Signature			
Typed or printed name	Sandra V. Edge	Date	September 8, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Atty. Docket No.: 31254-2
Express Mailing Label No.: EV 643169963 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<i>In re</i> Patent Application of:	)	Group Art Unit:	3748
James K. MIDDLEBROOK et al.)		
Serial No.: 10/698,192	)	Examiner:	TRIEU, Thai Ba
Filed: October 31, 2003	)	Confirmation No.:	9975
For: SUPERCHARGER)		

San Diego, California
September 8, 2005

Mail Stop: AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

CERTIFICATE OF EXPRESS MAILING

Dear Sir:

"Express Mail" mailing label No. EV 643169963 US

Date of Deposit: September 8, 2005

I hereby certify that a Response to Office Action and return postcard are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Mail Stop: Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

September 8, 2005
Date

Sandra V. Edge
Sandra V. Edge



Atty. Docket No.: 31254-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Patent Application of:	)	Group Art Unit:	3748
James K. MIDDLEBROOK et al.)		
	)	Examiner:	TRIEU, Thai Ba
Serial No.: 10/698,192)		
	)	Confirmation No.:	9975
Filed: October 31, 2003)		
)		
For: SUPERCHARGER)		

San Diego, California
September 8, 2005

Mail Stop: AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO OFFICE ACTION

In response to the Office Action dated June 8, 2005, for the above-identified patent application, please consider the following amendments and remarks.